

Jun 16, 2023

SEAN F. MCAVOY, CLERK

UNITED STATES DISTRICT COURT

EASTERN DISTRICT OF WASHINGTON

UNITED STATES OF AMERICA,

Plaintiff,

v.

LUIS OSVALDO HERNANDEZ,

Defendant.

No. 1:22-CR-2088-SAB-1

ORDER GRANTING, IN PART,
DEFENDANT'S MOTION TO
MODIFY CONDITIONS OF
RELEASE

ECF Nos. 43 & 44

BEFORE THE COURT is Defendant's Unopposed Motion to Modify Release Conditions and corresponding motion to expedite. ECF No. 43 & 44.

Defendant was represented by Assistant Federal Defender Jennifer Barnes.

Assistant United States Attorney Christopher John Bridger represents the United States. With Defendant's consent, Defendant appeared by video from Yakima, Washington.

Defendant requests modification of Special Condition Nos. 1 and 2,¹ which require him to participate in location-monitoring services, and to be confined to his

¹In the order granting the motion to reopen detention, *see* ECF No. 24 at 6, the second special condition (Special Condition No. 2) is erroneously listed as Special Condition No. 10. This is a typographical error.

1 home in all but certain enumerated circumstances. ECF No. 24. Defense counsel
2 indicates the United States Attorney and U.S. Probation have no objection to
3 Defendant's request in this regard. ECF No. 43 at 2.

4 Having reviewed the record, and for the reasons discussed in open court, the
5 Court **GRANTS, IN PART**, Defendant's Motion to Modify Conditions of
6 Release, **ECF No. 43**, and **GRANTS** the corresponding motion to expedite, **ECF**
7 **No. 44**.

8 **IT IS FURTHER ORDERED** that Special Condition Nos. 1 and 2, ECF
9 No. 24, are not stricken. However, Defendants' conditions of release are modified
10 as follows: U.S. Pretrial Services shall unilaterally suspend Defendant's location
11 monitoring requirement and home detention requirement (Special Condition Nos. 1
12 and 2) should a medical emergency occur that requires Defendant to be
13 hospitalized.

14 All other terms and conditions of pretrial release not inconsistent herewith
15 shall remain in full force and effect.

16 **IT IS SO ORDERED.**

17 DATED June 16, 2023.



A handwritten signature in blue ink, reading "Alexander C. Ekstrom", is written over a horizontal line.

ALEXANDER C. EKSTROM
UNITED STATES MAGISTRATE JUDGE